



10-23-02 1632

Atty. Dkt. No. 074066-0104

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Greg Fahy

Title: An Advantageous Carrier
Solution for Vitrifiable
Concentration of
Cryoprotectants, And Compatible
Cryoprotectant Mixtures

Appl. No.: 09/916396

Filing Date: 07/27/2001

Examiner: Sandra E. Saucier

Art Unit: 1632

CERTIFICATE OF EXPRESS MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, Washington, D.C. 20231.	
EU018112152US	10/21/02
(Express Mail Label Number)	(Date of Deposit)
MICHELLE CRAWFORD	
(Printed Name)	
<i>Michelle Crawford</i>	
(Signature)	

AMENDMENT AND RESPONSE TO RESTRICTION REQUIREMENT TRANSMITTAL RECEIVED

Commissioner for Patents
Box NON-FEE AMENDMENT
Washington, D.C. 20231

OCT 25 2002

TECH CENTER 1600/2900

Sir:

Transmitted herewith is an amendment and Response to Restriction Requirement in the above-identified application.

☒ Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a Small Entity statement previously submitted.

☐ Small Entity statement is enclosed.

☒ The fee required for additional claims is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Additional Claims Fee
Total Claims:	9	9	0	x \$18.00	\$0.00
Independents:	1	1	0	x \$84.00	\$0.00
First presentation of any Multiple Dependent Claims:			+	\$280.00	\$0.00
CLAIMS FEE TOTAL:					\$0.00

- ☐ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/>	Extension for response filed within the first month:	\$110.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the second month:	\$400.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the third month:	\$920.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$1,440.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$1,960.00	\$0.00
EXTENSION FEE TOTAL:			\$0.00
CLAIMS AND EXTENSION FEE TOTAL:			\$0.00
<input checked="" type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):		\$0.00
TOTAL FEE:			\$0.00

- ☐ Please charge Deposit Account No. 06-1447 in the amount of \$0.00. A duplicate copy of this transmittal is enclosed.
- ☐ A check in the amount of \$0.00 is enclosed.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 06-1447. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1447.

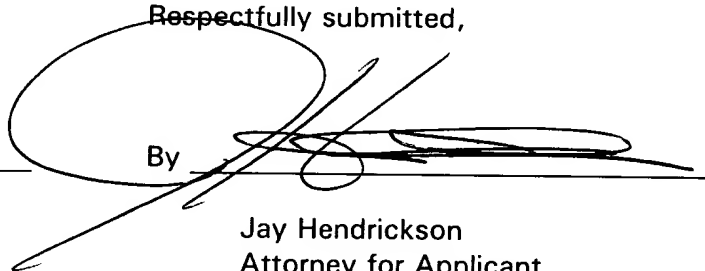
Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date

10/21/02

By



FOLEY & LARDNER
Customer Number: 25734



25734

PATENT TRADEMARK OFFICE

Telephone: (415) 438-6454
Facsimile: (415) 434-4507

Jay Hendrickson
Attorney for Applicant
Registration No. 37,147



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<u>Michelle Crawford</u> (Signature)	

8/a
H.G.J
12/12/02

RESPONSE TO RESTRICTION REQUIREMENT

RECEIVED

Commissioner for Patents
Box NON-FEE AMENDMENT
Washington, D.C. 20231

OCT 25 2002

TECH CENTER 1600/2900

Madam:

In response to the Restriction Requirement set forth in the Office Action mailed September 23, 2002, please amend the above-identified application as follows:

IN THE CLAIMS:

Please AMEND Claims 8 and 9 as follows¹:

8. (Amended) A method for the introduction and washout of vitriifiable concentrations of cryoprotectants in a cell, tissue or organ, comprising
adding the solution of claim 2 to said cell, tissue or organ; and

¹ A version with markings to show the changes to the claims follows this Response.